IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.31575 of 2008
MUNI LAL RAI & ANR
Versus
THE STATE OF BIHAR

02/ 19.08.2008 Heard.

The two petitioners Muni Lal Rai and Sonu Kumar are alleged to be caught on chase, while attempted to run away after seeing the police force near the tank, which was carrying the filled up cylinders of LPG. The three wheeler as also the filled up LPG cylinders, besides five empty cylinders were recovered in a loaded condition.

The contention is that it may not be a case of theft, inasmuch as, the driver of the vehicle which was loaded with the LPG cylinders was also caught as amongst the accused, who was also running away. It was contended that there is no recovery individually from any of the accused persons. The petitioners are in custody 8.5.2008.

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Regard being had to the facts of the case and contentions, let petitioners Muni Lal Rai and Sonu Kumar be released from custody on furnishing a bond of Rs. 10,000/- (ten thousand) each with two sureties of the like amount each to the satisfaction of A.C.J.M., Patna City in connection with Khushrupur P.S. Case No. 52 of 2008.

DKS/ **(Dharnidhar Jha, J.)**